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Wednesday
August 1, 1979

Part VI

Department of the Treasury

Office of the Secretary

Bureau of Alcohol, Tobacco, and Firearms

Customs Service

Office of Revenue Sharing

Improving Government Regulations; Semiannual Agenda

DEPARTMENT OF THE TREASURY

[31 CFR Subtitle A]

Improving Government Regulations; Semiannual Agenda

AGENCY: Department of the Treasury.

ACTION: Semiannual Agenda for the Office of the Secretary and the Treasury Bureaus.

SUMMARY: In response to Executive Order 12044, "Improving Government regulations," and the Treasury Department Directive implementing that Executive Order, the Office of the Secretary has prepared and is publishing for public information a listing of its one significant regulation under review. The Comptroller of the Currency Semiannual Agenda will publish on August 15 instead of August 1, 1979. The Bureau of Engraving and Printing, the Federal Law Enforcement Training Center, the Bureau of the Mint and the U.S. Secret Service have no regulation projects under development or under review. Agendas for the Bureau of Alcohol, Tobacco and Firearms, the U.S. Customs Service and the Office of Revenue Sharing are published in this issue of the **Federal Register.**

FOR FURTHER INFORMATION CONTACT: Steven L. Skancke, Deputy Executive Secretary, Department of the Treasury, Washington, D.C. 20220, (202) 566-2269.

SUPPLEMENTARY INFORMATION:

Office of the Secretary Semiannual Agenda

1. *Description/Justification:* Treasury regulations issued in response to the Freedom of Information Act (31 CFR Part 1, Subpart A) and the Privacy Act of 1974 (31 CFR Part 1, Subpart C) are under review for revision and updating. Revision is necessary to clarify and simplify exising Treasury regulations implementing these Acts. A regulatory analysis will not be necessary.

2. *Statutory Basis:* 5 U.S.C. 552 and 5 U.S.C. 552a.

3. *Knowledgeable Official:* Linda K. Zannetti, Department Disclosure Officer, (202) 556-5573.

By direction of the Secretary.

Dated: July 30, 1979.

Steven L. Skancke,

Deputy Executive Secretary.

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Bureau of Alcohol, Tobacco, and Firearms

[27 CFR Ch. I]

Improving Government Regulations; Semiannual Agenda of Regulations

AGENCY: Bureau of Alcohol, Tobacco, and Firearms (ATF).

ACTION: Semiannual Agenda of Regulations, significant and nonsignificant, under development and review.

SUMMARY: This semiannual agenda lists the regulations that ATF will be developing and reviewing from August 1, 1979, through February 1, 1980. The purpose of the semiannual agenda is to give the public adequate notice of ATF regulatory activities.

FOR FURTHER INFORMATION CONTACT: For general information about this semiannual agenda, contact Ms. Armida N. Stickney or Mr. Charles N. Bacon.

For information about any particular item on the semiannual agenda, contact the individual listed in the second column, subheading "Contact," for that item.

Telephone number for all contact persons: 202-566-7626 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

General

Executive Order 12044, "Improving Government Regulations," and Treasury Directive 50-04.F, "Criteria and Procedures for the Preparation, Review and Approval of Regulations," require that a semiannual agenda of regulations under development and review be published in the **Federal Register**. In the **Federal Register** of Wednesday, November 1, 1978, the Department of Treasury announced that ATF will publish its semiannual agenda on February 1 and August 1 of each calendar year.

The first semiannual agenda of the Bureau of Alcohol, Tobacco, and Firearms was published in the **Federal Register** on February 1, 1979 (44 FR 6686). This semiannual agenda provides a status report on those regulation projects which were listed in the first semiannual agenda. The next ATF semiannual agenda will be published in the **Federal Register** on Friday, February 1, 1980.

Description

This Semiannual Agenda of Regulations is divided into two parts. Part I lists all regulation projects concerned with the development of regulations which ATF has under consideration as of July 13, 1979. Part II lists, separately, existing regulations which are being reviewed pursuant to Treasury Directive 50-04.F, paragraph 12. A table, which defines abbreviations used throughout this semiannual agenda, follows Part II.

Part I and Part II are set-up in columnar form and are composed of the following divisions:

1. Title/Citation

The first column states briefly the subject of the regulation and the affected part number of Title 27 of the Code of Federal Regulations.

2. Summary

The second column includes—

A. *Description*—A description of the proposed or final rule, or of the regulatory matter under consideration;

B. *Need*—A brief statement of why the regulation is needed;

C. *Legal basis*—The legal basis for the action being taken;

D. *Contact*—the name of the person to be contacted for additional information;

E. *Status*—The current and/or anticipated chronology of the development of the regulation, including any final action taken since the last semiannual agenda;

F. *Regulatory analysis*—If a regulatory analysis is required for a regulation project, a statement to this effect will appear in this subdivision.

Issuance

By direction of the Secretary of the Treasury, this Semiannual Agenda of Regulations reads as set forth below.

Signed: July 24, 1979.

G. R. Dickerson,

Director.

Part I—*Regulations Under Development*

Title/Citation	Summary
	Alcohol
50 ml container for wine 27 CFR 4.73	A. *Description:* This revision would add a 50 ml (1.7 fluid ounce) size to the standards of fill for wine. B. *Need:* Some types of wine, especially sherry and port wines, have traditionally been produced in a miniature size for sale by airlines and railroads. Under current regulations, a size smaller than 100 ml can no longer be used in the United States. C. *Legal Basis:* 27 U.S.C. 205. D. *Contact:* Charles N. Bacon. E. *Status:* Revision under internal development; NPRM targeted for September 1979.
Grape Brandy 27 CFR Part 5	A. *Description:* ATF will consider whether standards of identity for "varietal grape brandy" should be added to the present labeling designations of "brandy" and "grape brandy". B. *Need:* Responds to a petition to permit the production and sale of brandies produced from specific varieties of grapes. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Armida N. Stickney. E. *Status:* ANPRM under Treasury review.
Prohibited Trade Practices under the FAA Act; 27 CFR Parts 6, 8, 10, and 11.	A. *Description:* Implements the trade practice subsections, 5(a)–5(d), of the FAA Act. Regulations will specify practices which are prohibited by the FAA Act and will list exceptions to those prohibitions. B. *Need:* Provisions of the FAA Act have been implemented through letters, ATF Rulings, and circulars. A need exists to update, revise and codify these rulings. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Charles N. Bacon. E. *Status:* NPRM to be published in July/August 1979. Public hearings in September 1979.
American Viticultural Areas; 27 CFR Part 9	A. *Description:* A new Part 9 entitled American Viticultural Areas would be added to Title 27 of the Code of Federal Regulations and would list approved viticultural areas to be used as American appelations of origin in accordance with 27 CFR Part 4 (Appellation of Origin Regulations). B. *Need:* A new part needs to be added to 27 CFR Chapter I in order to list approved American viticultural areas. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Armida N. Stickney. E. *Status:* T.D. w/o N. under ATF review; publication targeted for August 1979.
Proposed Viticultural Area (Augusta, Missouri); 27 CFR 9.22.	A. *Description:* Establishes an American viticultural area for labeling and advertising of wine. B. *Need:* Responds to a petition from an industry member to establish a viticultural area. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Tom Minton. E. *Status:* NPRM published July 17, 1979 (44 FR 41487).
Proposed Viticultural Area (The Pinnacles, California); 27 CFR Part 9.	A. *Description:* Establishes an American viticultural area for the labeling and advertising of wine. B. *Need:* Responds to a petition from an industry member to establish a viticultural area. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Tom Minton. E. *Status:* NPRM under internal development; publication targeted for October 1979.
Proposed Viticultural Area (Napa Valley, California); 27 CFR Part 9.	A. *Description:* Establishes an American viticultural area for labeling and advertising of wine. B. *Need:* Responds to a petition from an industry member to establish a viticultural area. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Tom Minton. E. *Status:* NPRM under internal development; publication targeted for October 1979.
Regulations to Implement the Distilled Spirits Tax Revision Act of 1979; 27 CFR Parts 4, 5, 170, 186, 194, 197, 200, 201, 211, 212, 213, 231, 240, 250, 251, and 252.	A. *Description:* The Distilled Spirits Tax Revision Act of 1979 will (1) eliminate the wine gallon method for imposing the distilled spirits tax, (2) eliminate the rectification tax, and (3) convert DSP/s from the present distilled spirits tax system to an all-in-bond tax system. B. *Need:* The Act was recently passed by Congress as a part of the Trade Agreements Act of 1979 and will become effective on January 1, 1980. As a result, ATF is currently preparing interim regulations. C. *Legal basis:* The statutory provisions would be contained in 26 U.S.C. Chapter 51. D. *Contact:* Edward J. Sheehan. E. *Status:* ANPRM published on July 18, 1979 (44 FR 41833). Revision of regulations currently under development for an interim T.D.
New Completely Denatured Alcohol Formula; 27 CFR Parts 211 and 212.	A. *Description:* Establishes a new completely denatured alcohol formula suitable for blending in motor fuels. B. *Need:* Increased interest in and demand for gasohol as a way of reducing gasoline consumption results in the need for a new CDA formula. C. *Legal basis:* 26 U.S.C. 5241. D. *Contact:* John V. Jarowski. E. *Status:* T.D. w/o N. currently under internal development.

Part I—*Regulations Under Development* —Continued

Title/Citation	Summary
	Alcohol—Continued
Home Production of Beer and Wine; 27 CFR Parts 240 and 245.	A. *Description:* This T.D. revised and added regulations to (1) permit any adult to produce beer and wine in limited quantities for personal or family use, without payment of tax, and not for sale; (2) delete the registration requirement for the home production of wine; and (3) revise the definition of a brewer to exempt home brewing. B. *Need:* This T.D. implemented Pub. L. 95-458 which became effective February 1, 1979. C. *Legal basis:* Pub. L. 95-458; 26 U.S.C. 5042, and 5053. D. *Contact:* Edward J. Sheehan. E. *Status:* T.D. ATF-55 published February 6, 1979 (44 FR 7138) and effective February 1, 1979.
Alternate Premises between DSP/s and Bonded Wine Cellars; 27 CFR Parts 201 and 240.	A. *Description:* Allows proprietors of adjacent bonded wine cellars and DSP/s to alternate premises between their DSP/s and bonded wine cellars without having to submit qualifying documents each time they propose an alternation. B. *Need:* This regulation relieves industry and Government of an administrative burden without jeopardizing the revenue. C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* Armida N. Stickney. E. *Status:* This regulations is being incorporated into the complete revision of 27 CFR Part 201 (to incorporate the Distilled Spirits Tax Revision Act of 1979).
Determination of Color in White Wine and Treatment of Sherry with activated carbon; 27 CFR Part 240.	A. *Description:* ATF proposed to (1) replace the Lovibond Method with the Association of Official Analytical Chemists (AOAC) Method 11.B01-11.B02 for determining color in wine, (2) provide winemakers continuing authority to treat sherry with activated carbon in order to remove excess color, and (3) set a new limitation on the amount of activated carbon to remove the excess color in sherry. B. *Need:* To accommodate technological advances. C. *Legal basis:* 26 U.S.C. 5382 and 7805. D. *Contact:* Armida N. Stickney. E. *Status:* NPRM published July 10, 1979 (44 FR 40351); T.D. publication targeted for November 1979.
	Procedures and Practices
Seizures and Forfeitures; Carriers and Contraband Cigarettes; 27 CFR Part 72.	A. *Description:* This regulation would (1) implement section 111 of Pub. L. 95-410 (Customs Procedural Reform and Simplification Act of 1978) by increasing the appraised value of carriers from $2,500 to $10,000 and (2) implement Pub. L. 95-575 which provides that any contraband cigarettes involved in any violation of criminal law shall be subject to seizure and forfeiture. B *Need:* To implement the provisions of Pub. L. 95-410 and Pub. L. 95-575. C. *Legal basis:* 26 U.S.C. 7805, 49 U.S.C. 788, and 18 U.S.C. 2346. D. *Contact:* Armida N. Stickney. E. *Status:* T.D. w/o N. under ATF review; publication targeted for September 1979.
Tobacco Excise Tax Acceleration Project; 27 CFR Parts 270, 275, and 285.	A. *Description:* This regulatory project would change the deferral and return periods for tobacco excise taxpayments, and would use electronic wire transfers for the payment of those excise taxes. B. *Need:* This project would implement the cash management recommendations resulting from the President's Reorganization Project. C. *Legal basis:* 26 U.S.C. 5061(a), 5703(b), and 7805. D. *Contact:* Armida N. Stickney. E. *Status:* Currently under internal study and development; NPRM targeted for October 1979.
	Firearms
Security at Federal Firearms License Premises; 27 CFR Part 178.	A. *Description:* This project is to study the problem of thefts of firearms from Federal firearms dealers, and to determine if additional security requirements are necessary. B. *Need:* To further implement the Gun Control Act of 1968; study of firearms thefts, was directed by the decision in *NATIONAL COUNCIL TO CONTROL HANDGUNS vs. BLUMENTHAL,* United States District Court, District of Columbia, No. 77-1574, October 24, 1978. C. *Legal basis:* 18 U.S.C. 926. D. *CONTACT:* James A. Hunt. E. *STATUS:* Currently under internal study at ATF.
	Tobacco Products
Records Requirement for Cigarette Distributors; 27 CFR Part 296 Subpart F.	A. *Description:* Implements record-keeping provisions of Pub. L. 95-575 in order to curtail trafficking of contraband cigarettes. B. *Need:* Records would be useful in tracing the movement of cigarettes and making enforcement of this law easier. C. *Legal basis:* Pub. L. 95-575 (18 U.S.C. 2343). D. *Contact:* Tom Minton. E. *Status:* NPRM under review at Treasury; publication of T.D. targeted for October 1979

Part II—*Regulations Under Review*

Title/Citation	Summary
	Alcohol
Wine; Standard of Identify for Cider; 27 CFR Part 4.	A. *Description:* Liberalizes standard of identify for cider by permitting cider to be made from a mixture of apples and pears. B. *Need:* Responds to a petition from an industry member. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Tom Minton. E. *Status:* ANPRM under review in ATF; publication targeted for August 1979.
Labeling of Wine; 27 CFR Part 4	A. *Description:* Amends labeling regulations to make bulk-packed wine for consumers conform to same labeling requirements as wine bottled in bottles. B. *Need:* Amendment would eliminate separate statements—"packed by" for containers over four liters, and "bottled by" for containers of four liters or less. This amendment would save money and standardize labels. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* James A. Hunt. E. *Status:* Amendment under internal development; NPRM targeted for October 1979.
Bottles per Shipping Case for Wine and Distilled Spirits; 27 CFR Parts 4 and 5.	A. *Description:* Eliminates the regulatory requirement that distilled spirits or wine be packed with a specified number of bottles per case. B. *Need:* The requirement to pack a specified number of bottles per case has resulted in numerous requests for exemptions due to various reasons. These exemptions have proven to be an administrative burden on ATF, and have hindered industry. Elimination of this requirement will remove an unnecessary restriction. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* James A. Hunt. E. *Status:* Revision under internal development; NPRM publication targeted for October 1979.
The Fetal Alcohol Syndrome; A Public Awareness Campaign; 27 CFR Parts 4, 5, and 7.	A. *Description:* A progress report on the ANPRM (43 FR 2186) summarized the pros and cons of warning labels and described a plan of action to inform the public about the possible dangers that maternal alcohol consumption can present to an unborn child. If after a reasonable period of time these plans of action do not provide a sufficient high level of public awareness to the problems associated with drinking and pregnancy, a warning label as a means of direct communication to the American public will be reconsidered. B. *Need:* Because of the medical and technical evidence submitted in response to the ANPRM, and to avoid unnecessary regulation, ATF has launched a public awareness campaign and is still assessing the warning label proposal. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Armida N. Stickney or Charles N. Bacon E. *Status:* ANPRM published January 16, 1978 (43 FR 2186). Progress report published February 9, 1979 (44 FR 2186). An industry-Federal public awareness program has been formulated and is being implemented.
Advertising of Wine, Distilled Spirits, and Malt Beverages; 27 CFR Parts 4, 5, and 7.	A. *Description:* The advertising regulations under section 5(f) of the FAA Act are being reviewed for updating and possible revision. B. *Need:* Social and technological changes have made some existing regulation obsolete. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Tom Minton. E. *Status:* ANPRM published on November 21, 1978 (43 FR 51808); extension of comment period published January 12, 1979 (44 FR 2603).
Partial Ingredient Labeling for Wine, Distilled Spirits, and Malt Beverages; 27 CFR Parts 4, 5, and 7.	A. *Description:* A major revision of FAA labeling requirements for all domestic and imported beverages would require that alcoholic beverage labels list essential components, colorings, flavorings, and preservatives. B. *Need:* This proposal is intended to assist consumers in identifying ingredients contained in alcoholic beverages. C. *Legal basis:* 27 U.S.C. 205. D. *Contact:* Norman P. Blake. E. *Status:* NPRM published February 2, 1979 (44 FR 6740); extension of comment period published June 4, 1979 (44 FR 14577); future action under consideration. F. *Regulatory analysis:* A Regulatory analysis is required and is under development.
Labeling of Distilled Spirits and Wine; 27 CFR Parts 5 and 7.	A. *Description:* Amends labeling requirements to simplify the minimum type size for statements appearing on distilled spirits or wine labels, and converts this size limitation to the metric system. B. *Need:* The present type-size requirement is difficult to interpret and enforce. As part of ATF's metrication program, the type-size requirements should be expressed in metric units. C. *Legal basis:* 27 U.S.C. 205(e). D. *Contact:* Steve Simon. E. *Status:* Currently under internal development; NPRM publication targeted for November 1979.
Transfer of Volatile Fruit Flavor Concentrate between Manufacturing Plants; 27 CFR 18.127.	A. *Description:* Allows volatile fruit flavor concentrate of 15–24% alcohol content to be transferred between volatile fruit flavor manufacturing plants of same ownership. B. *Need:* Concentrates cannot be transferred between manufacturing plants unless reduced in alcohol content. This amendment would liberalize a current restriction on plant operations without jeopardizing revenues. C. *Legal basis:* 26 U.S.C. 5511. D. *Contact:* James A. Hunt. E. *Status:* Revision under internal development; NPRM publication targeted for December 1979.

Part II—*Regulations Under Review* —*Continued*

Title/Citation	Summary
	Alcohol—Continued
Non-Beverage Drawback; 27 CFR Parts 170 and 197.	A. *Description:* This regulatory project will update, clarify, simplify, and reissue the regulations relating to manufacturers of non-beverage drawback products. B. *Need:* Changes in industry practices, ATF policy, ATF procedures, and possible improvements to the regulatory format necessitate the reissuance of these regulations. C. *Legal basis:* 26 U.S.C. 5131-5134. D. *Contact:* Steve Simon. E. *Status:* NPRM under internal development; publication targeted for May 1980.
Formulas for Rectified Products [Form 27-B, Supplemental]; 27 CFR Parts 170, 201, 250, and 252.	A. *Description:* This regulatory project would (1) redesignate the form number and change the title on formulas for rectified products, (2) allow rectifiers to submit a single formula for multiple plant coverage, (3) eliminate the requirement on formulas to include a statement of process, (4) eliminate the requirement for riders to formulas, (5) eliminate the use of new intermediate product formulas, and (6) add a requirement for a written statement from manufacturers of nonalcoholic flavors or blenders used in rectified product formulas showing the ingredients used and the quantities of any ingredients limited under FDA regulations. B. *Need:* This proposal would (1) reduce the number of formulas required to be filed with ATF and (2) expedite the processing and approval of formulas by ATF. C. *Legal basis:* 26 U.S.C. 5201, 5251, and 5025. D. *Contact:* Edward J. Sheehan. E. *Status:* These regulations are being incorporated into the complete revision of 27 CFR Part 201 (to incorporate the Distilled Spirits Tax Revision Act of 1979).
Distilled Spirits Liquor Bottles; 27 CFR Part 173	A. *Description:* Eliminates registration of liquor bottle manufactures with ATF Liquor bottle indicia requirement is amended to read "Liquor Bottle" and transferred to Parts 201, 250, and 251 B. *Need:* Regulation of this industry is no longer required to protect the revenue. C. *Legal basis:* 26 U.S.C. 5301 and 7805. D. *Contact:* Norman P Blake. E. *Status:* T.D. currently under internal development; publication targeted for September 1979.
Strip Stamps and Alternate Devices; 27 CFR Parts 194, 201, 250, 251, and 252.	A. *Description:* Specific areas to be revised may include (1) the authorization to use alternatives to strip stamps; (2) the elimitation of references to serial numbers on strip stamps in the regulations; (3) the elimination of blue and white strip stamps and the substitution of green and red strip stamps, respectively; (4) the elimination of certain overprinting requirements on green strip stamps; and (5) redesignation of form numbers and changes in titiles for strip stamp forms. B. *Need:* These regulations implement the provisions of Pub. L. 94-569. C. *Legal basis:* 26 U.S.C. 5202, 5235, and 7805. D. *Contact:* Edward J. Sheeban. E. *Status:* NPRM published November 7, 1978 (43 FR 5808). T.D. under internal development.
Special Tax; 27 CFR Parts 179, 194, 197, 201, and 245.	A. *Description:* Implements adjustments in interest applicable to overpayments and underpayments of special tax, and conforms ATF regulations to changes made by the Internal Revenue Service on Form 11. B. *Need:* Regulations need to be revised to conform to Form 11, and to revise the interest rate statement. C. *Legal basis:* Pub. L. 93-625 and 26 U.S.C. 6621 and 7805. D. *Contact:* Steve Simon. E. *Status:* T.D. w/o N. under internal review; publication targeted for September 1979.
Bonding Requirements; 27 CFR Parts 197, 211, and 213.	A. *Description:* If proposed, certain bond requirements would be decreased or eliminated. B. *Need:* A study of bonding requirements and previous bond defaults has shown that it may be possible to decrease or eliminate bond requirements for some taxpayers without jeopardy to Federal revenues. C. *Legal basis:* 26 U.S.C. 5134 and 5272. D. *Contact:* Steve Simon. E. *Status:* Regulatory change currently under internal study.
Elimination of Bonding Requirements for Certain Experimental Gasohol DSP/s; 27 CFR 201.65.	A. *Description:* Reduces bonding requirements on certain experimental DSP/s producing alcohol for fuel use. B. *Need:* Eliminates an administrative burden for the Government and industry members. C. *Legal basis:* 26 U.S.C. 5312(b). D. *Contact:* Tom Minton. E. *Status:* Bonding requirements currently being studied within ATF.
Marks on Portable Containers of Tax Free Alcohol; 27 CFR Part 201.	A. *Description;* This T.D. deleted the requirement for DSP proprietors to mark the purpose of withdrawal on the Government side of each package or case of alcohol withdrawn free of tax. B. *Need:* Based on an internal review of regulations, ATF concluded that the permit number of the tax-free alcohol user on the Government head of a package or side of a case is sufficient information to indicate the purpose of withdrawal. C. *Legal basis:* 26 U.S.C. 5206. D. *Contact:* Edward J. Sheehan. E. *Status:* T.D. ATF-59 was published on July 6, 1979 (44 FR 39389).
Distilled Spirits Meters; 27 CFR Part 201.....	A. *Description:* Amends regulations to permit taxpayment gauging of distilled spirits by approved metering systems. B. *Need:* Technological advances have made possible an accurate distilled spirits meter. It may be possible to permit taxpayment gauging by this method. C. *Legal basis:* 26 U.S.C. 5552 and 7805 D. *Contact:* Steve Simon. E. *Status:* These regulations are being incorporated into the complete revision of 27 CFR part 201 (to incorporate the Distilled Spirits Tax Revision Act of 1979).

Part II—*Regulations Under Review*—Continued

Title/Citation	Summary
	Alcohol—Continued
Operational Losses of Distilled Spirits; 27 CFR Part 201.	A. *Description:* Increases the amount of allowable losses occurring during bottling operations at DSP/s. Current regulatory allowances are not providing adequate coverage of bottling losses. B. *Need:* To more closely align bottling loses with modern production methods. C. *Legal basis:* 26 U.S.C. 5008. D. *Contact:* Norman P. Blake. E. *Status:* NPRM published July 2, 1979 (44 FR 38573); T.D. publication targeted for August 1979.
Export Storage Facilities at DSP/s; 27 CFR Part 201.	A. *Description:* A liberalization of regulations relating to use of export storage facilities. These regulations would allow the transfer-in-bond of distilled spirits between different export storage facilities. B. *Need:* Present regulations are too restrictive relating to the use of export storage facilities. C. *Legal basis:* Pub. L. 95-176 (26 U.S.C. 5215). D. *Contact:* Charles N. Bacon. E. *Status:* These regulations are being incorporated into the complete revision of 27 CFR Part 201 (to incorporate the Distilled Spirits Tax Revision Act of 1979).
Samples of Distilled Spirits; 27 CFR Part 201	A. *Description:* A liberalization of regulations relating to the withdrawal and use of distilled spirits for research, development, or testing purposes. Specific changes would allow spirits to be withdrawn to central or commercial laboratories and would ease recordkeeping requirements. The schedule of samples would be given one day in advance rather than five days. B. *Need:* Present regulations are too restrictive with regard to the withdrawal of spirits for laboratory analysis or testing. C. *Legal basis:* Pub. L. 95-176 (26 U.S.C. 5214). D. *Contact:* Charles N. Bacon. E. *Status:* These regulations are being incorporated into the complete revision of 27 CFR Part 201 (to incorporate the Distilled Spirits Tax Revision Act of 1979).
Distribution and Use of Denatured Alcohol and Rum; 27 CFR Part 211.	A. *Description:* A reissuance of regulations relating to the distribution and use of denatured alcohol by bonded dealers and users. Requirements will be liberalized and made more simple. B. *Need:* Contains substantive rules which have not been significantly revised in the preceding six years and are complex and can be clarified and simplified. C. *Legal basis:* 26 U.S.C. 5271-5275. D. *Contact:* Charles N. Bacon. E. *Status:* Revision under internal development. NPRM expected in 1980.
Distribution and Use of Tax Free Alcohol; 27 CFR Part 213.	A. *Description:* Reissuance of regulations relating to the distribution and use of tax-free alcohol by qualified individuals. Requirements will be liberalized and made more simple. B. *Need:* Contains substantive rules which have not been significantly revised in the preceding six years and are complex and can be clarified and simplified. C. *Legal basis:* 26 U.S.C. 5271-5275. D. *Contact:* Charles N. Bacon. E. *Status:* Revision under internal development. NPRM expected in 1980.
Formulas for Denatured Alcohol and Rum; 27 CFR Part 212.	A. *Description:* This regulatory project will update, clarify, simplify, and reissue the regulations relating to formulas of denatured alcohol and rum. B. *Need:* Technological changes necessitate revision of 27 CFR Part 212 to conform with industry practice and changes in chemical terminology. C. *Legal basis:* 26 U.S.C. 5241. D. *Contact:* Steve Simon. E. *Status:* NPRM is under internal development; publication targeted for December 1979.
Wine; Public Use Forms; 27 CFR Parts 231 and 240.	A. *Description:* Eliminates several forms required to be kept by proprietors of wineries, and changes the information to be recorded to more accurately reflect operations at wineries. B. *Need:* The maintenance of these public use forms is unnecessary, and may be burdensome to some winery proprietors. C. *Legal basis:* 26 U.S.C. 5367. D. *Contact:* James A. Hunt. E. *Status:* NPRM published April 16, 1979 (44 FR 22473). T.D. under development and publication targeted for October 1979.
Wine; Recodification; 27 CFR Parts 240, 231, and 170 Subpart Z.	A. *Description:* Updates, simplifies, and clarifies regulations relating to wine. Incorporates all regulations and outstanding ATF rulings relating to the production of wine into one CFR Part. B. *Need:* Present rules are at times redundant and confusing. C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* Tom Minton. E. *Status:* ANPRM published May 22, 1979 (44 FR 2969); NPRM publication targeted for February 1980.
Production of Beer; 27 CFR Part 245	A. *Description:* A reissuance of regulations relating to the production of beer. Requirements will be simplified, and technological advances will be incorporated into the regulations. B. *Need:* Contains substantive rules which have not been significantly revised in the preceding six years, and which are complex and may be simplified and clarified.

Part II—*Regulations Under Review* —*Continued*

Title/Citation	Summary
	Alcohol—Continued
	C. *Legal basis:* 26 U.S.C. 5051-5056, 26 U.S.C. 5401-5417. D. *Contact:* Charles N. Bacon. E. *Status:* Revision under internal development; NPRM publication targeted for 1980.
Export of Bulk Beer; 27 CFR Parts 245 and 252....	A. *Description:* Allows the export of beer in bulk containers without payment of tax. B. *Need:* Eliminates an unnecessary burden on the brewing industry. C. *Legal basis:* 26 U.S.C. 5053. D. *Contact:* Tom Minton. E. *Status:* T. D. w/o N. under review within ATF.
U.S. Customs Certification on Distilled Spirits from Puerto Rico; 27 CFR PArt 250.	A. *Description:* This regulation changes the Customs certification on distilled spirits entering the United States from Puerto Rico. B. *Need:* The U.S. Customs Service does not consider Puerto Rican distilled spirits as an import; therefore, it is necessary to revise the certification procedures for these spirits which are brought into the United States from Puerto Rico. C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* James A. Hunt. E. *Status:* NPRM under internal development, publication targeted for December 1979.
Exportation of Wine, Distilled Spirits, and Malt Beverages; 27 CFR Part 252.	A. *Description:* This regulatory project will update, clarify, simplify, and reissue the regulations relating to the exportation of wine, distilled spirits, and malt beverages. B. *Need:* Present procedures for the certification of the export of alcoholic beverages are burdensome upon Government and industry, and do not work well in all cases. ATF has determined to study the export procedures and make necessary changes. C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* Steve Simon. E. *Status:* NPRM under internal development; publication targeted for December 1979.
Markings on Cases of Distilled Spirits for Export; 27 CFR Part 252.	A. *Description:* Deletes the regulatory requirement to mark cases of distilled spirits for export with the words "Without Payment of Tax" or "Drawback Claimed." B. *Need:* The requirement to mark cases of distilled spirits for export is burdensome to proprietors of DSP/s, and this requirement does not serve to protect the revenue. C. *Legal basis:* 26 U.S.C. 5206. D. *Contact:* Charles N. Bacon. E. *Status:* Revision under internal development. T.D. w/o N. publication targeted for September 1979.
	Explosives
Recodification and Redesignation of Explosives Regulations; 27 CFR Part 181.	A. *Description:* Recodification of explosives regulations which are to be updated, clarified, and simplified. It will further implement Title XI of the Organized Crime Control Act of 1970 and will adopt standards of safety and security. B. *Need:* The explosives regulations have not been significantly revised in the past six years. Many technological advances have made these regulations obsolete. C. *Legal basis:* 18 U.S.C. 847. D. *Contact:* James A. Hunt. E. *Status:* NPRM published August 3, 1977 (42 FR 39316); T.D. in review and publication targeted for September 1979.
	Firearms
National Firearms Act; 27 CFR Part 179.....	A. *Description:* These regulations would streamline the transfer procedures for title II weapons. B. *Need:* The NFA firearms regulations have not been significantly revised in the past six years. C. *Legal basis:* 26 U.S.C. 7805 and 26 U.S.C. Chapter 53. D. *Contact:* Armida N. Stickney. E. *Status:* This regulation project is under internal study.
	Tobacco Products
Importation of Tobacco Products; 27 CFR Part 275.	A. *Description:* Eliminates U.S. Customs Service involvement on importation of Puerto Rican tobacco products. Eliminates direct ATF supervision of tobacco product shipment from Puerto Rico. B. *Need:* Eliminates a regulatory burden for the Government and industry members. C. *Legal basis:* 26 U.S.C. 7805 D. *Contact:* Tom Minton. E. *Status:* NPRM under internal development; publication targeted for January 1980.
Manufacturer Identification on Tobacco Products Packages; 27 CFR Parts 270, 290, and 295.	A. *Description:* Removes a regulatory requirement relating to labeling. Permits identification of the manufacturer of cigarettes or cigars by means of a code on the label.

Part II—*Regulations Under Review*

Title/Citation	Summary
	Tobacco Products—Continued
	B. *Need:* Special permission for manufacturer identification by code has been approved for use on some labels in certain cases, and no jeopardy to the revenue has been experienced. Consequently, all manufacturers should be permitted to use this method, on the condition that ATF be permitted to identify the codes to any member of the public making a request for such identification. C. *Legal basis:* 26 U.S.C. 5723. D. *Contact:* Steve Simon. E. *Status:* NPRM currently under internal development; publication targeted for May 1980.
Markings on Packages of Large Cigars; 27 CFR Parts 270, 275, 290, and 295.	A. *Description:* This regulation removes the requirement to mark the wholesale price on packages of large cigars. This requirement was added by Pub. L. 94-455. B. *Need:* An ATF study disclosed that the requirement to mark wholesale prices on packages of cigars is unnecessary. C. *Legal basis:* Pub. L. 94-455 and 26 U.S.C. 7805. D. *Contact:* Steve Simon. E. *Status:* T.D. w/o N. targeted for December 1979.
Tobacco Products Transferred to Export Warehouses; 27 CFR Parts 275 and 290.	A. *Description:* Proposed regulations would implement Pub. L. 95-455, relating to transfer of liability for tobacco taxes and to exemptions from tobacco taxes. B. *Need:* There is a need to incorporate into regulations the changes made by section 1905 of Pub. L. 95-455. C. *Legal basis:* Public Law 94-455, 26 U.S.C. 5703 and 5704. D. *Contact:* Steve Simon. E. *Status:* Currently under internal consideration.
Exportation of Tobacco Products; 27 CFR Part 290.	A. *Description:* This regulatory project will update, clarify, simplify, and reissue the regulations relating to the exportation of tobacco products. B. *Need:* Changes in industry practices necessitate revision of Part 290. These regulations contain substantive rules which have not been significantly revised in the preceding six years and which are complex and need to be clarified. C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* Steve Simon. E. *Status:* NPRM under internal development; publication targeted for July 1980.
	Procedures and Practices
ATF Procedural Rules; 27 CFR Part 71	A. *Description:* Incorporates all of the procedural requirements which relate to ATF and which now appear in Internal Revenue Service Regulations (26 CFR Parts 301 and 601) into ATF procedural regulations. B. *Need:* Eliminates a source of confusion and places all of the procedural regulations into Title 27: Alcohol, Tobacco Products and Firearms. C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* Steve Simon. E. *Status:* T.D. w/o N. under internal development; publication targeted for December 1979.
Appeal Procedure for Claims for Abatement, Remission or Refund of Excise Taxes; 27 CFR Part 71.	A. *Description:* Establishes an appeal procedure whereby claims denied at the regional level may be appealed to the ATF Director. B. *Need:* Current regulations do not provide for an appeal process for a claimant who feels that a claim was unfairly denied by the regional regulatory administrator (except in the case of newly discovered information). C. *Legal basis:* 26 U.S.C. 7805. D. *Contact:* Steve Simon. E. *Status:* Target date for publication of T.D. w/o N. is October 1979.
Disclosure of Tax Return Information; 27 CFR Part 71.	A. *Description:* Proposed regulations would implement Title XIII of Pub. L. 94-455, relating to disclosure of tax return information. B. *Need:* Regulations may be needed to govern disclosure of tax return information, because of the changes made in this area by Pub. L. 95-455. C. *Legal basis:* 26 U.S.C. 7609. D. *Contact:* Steve Simon. E. *Status:* Currently under internal study.

Table of Abbreviations

Abbreviation	Meaning
ANPRM	Advance notice of proposed rulemaking.
ATF	Bureau of Alcohol, Tobacco and Firearms.
CFR	Code of Federal Regulations.
DSP	Distilled spirits plant.
FR	Federal Register.
FAA Act	Federal Alcohol Administration Act.
FDA	Food and Drug Administration.
NPRM	Notice of proposed rulemaking.
P. L.	Public Law.
T.D.	Treasury decision.
T.D. w/o N.	Treasury decision without notice.
Treasury	Department of the Treasury.

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Customs Service

[19 CFR Ch. I]

Improving Government Regulations; Semiannual Agenda

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Semiannual agenda.

SUMMARY: In response to Executive Order 12044, "Improving Government Regulations", and the Treasury Department directive implementing that Executive Order, Customs has prepared and is publishing for public information a list of significant regulations either under development or under review.

FOR FURTHER INFORMATION CONTACT: For additional information regarding any particular regulatory project described in the agenda, communicate with the person identified as the "Contact". Comments or inquiries of a general nature should be directed to: Todd J. Schneider, Regulations and Legal Publications Division, Office of Regulations and Rulings, U.S. Customs Service, Room 2335, 1301 Constitution Avenue, N.W., Washington, D.C. 20229 (202-566-8237).

SUPPLEMENTARY INFORMATION:

Background

On November 8, 1978, the Department of the Treasury published a report in the **Federal Register** (43 FR 52120) to implement EO 12044. The report included a directive that each Treasury bureau or office shall publish a semiannual agenda of significant regulations either under development or under review. The agenda is to describe each regulatory project ("project") being considered, the need for and legal basis for the action being taken, the name and telephone number of a knowledgeable agency official, and whether a regulatory analysis will be prepared. In addition, subsequent agendas will show the status of projects referred to in the previously published agenda. A notice published in the preliminary pages of the **Federal Register** on October 10, 1978 (43 FR xii), provides that Customs will publish its semiannual agenda on February 1 and August 1 of each year.

The following is the second semiannual agenda to be published by Customs. It has been determined that none of the projects listed will require a regulatory analysis under the criteria set out in the Executive Order and implementing Treasury directive.

General statutory authority for the development or review of regulations relating to Customs matters is found in section 301, title 5, United States Code (5 U.S.C. 301), and in sections 66 and 1624, title 19, United States Code (19 U.S.C. 66, 1624). Specific statutory authority, if any, is indicated after the description of each project.

In accordance with the Treasury directive implementing EO 12044, no action, other than preliminary studies, may be taken on any project commenced after May 22, 1978, without Secretarial approval of a "work plan". Work on many of the described projects commenced before May 22, 1978, and therefore, no work plan will be prepared. For these projects, and others which are in an early stage of preparation, no work plans are available to the public. However, projects which either have had work plans approved or are the subject of documents published in the **Federal Register** (FR) as an advance notice of proposed rulemaking (ANPRM), a notice of proposed rulemaking (NPRM), or a final rule—Treasury Decision (T.D.), are identified by work plan number or **Federal Register** citation. Approved work plans are available to the public under the provisions of the Freedom of Information Act, as amended (5 U.S.C. 552), and Part 103, Customs Regulations (19 CFR Part 103). Requests should be addressed to the Freedom of Information and Privacy Branch, U.S. Customs Service, 1301 Constitution Avenue, N.W., Washington, D.C. 20229.

By direction of the Secretary of the Treasury.

Dated: July 23, 1979.

William T. Archey,

Acting Commissioner of Customs.

Customs Service—*Semiannual Agenda*

Part I—*Regulations Under Development*

Title/Citation (19 CFR—)	Summary
Classification of merchandise/152.24	*Description:* Extension of time before examination by domestic producers of footwear samples appraised at American Selling Price. *Need:* To encourage timely submission of footwear samples to assist Customs in determining proper appraisement. *Authority:* 19 U.S.C. 1202, 1336, 1401a, 1402 *Contact:* Charles E. Wilson (202-566-8651) *Status:* Withdrawn in light of Multilateral Trade Negotiations agreements.
Foreign-trade zones/146.48	*Description:* Change of appraisement practice involving costs of processing and profit for certain merchandise produced in foreign-trade zones. *Need:* To encourage use of domestic labor and materials in foreign-trade zones. *Authority:* 19 U.S.C. 81h *Contact:* Thomas Lobred (202-566-2938) *Status:* NPRM published May 21, 1979 (44 FR 29489).
Entry of merchandise/141.89	*Description:* Modify the Special Summary Steel Invoice to require name of producer and, in some cases, sale price to first unrelated purchaser in U.S. *Need:* To assist Customs in enforcing the "Trigger Price Mechanism" relating to steel imports. *Authority:* 19 U.S.C. 166, 173, 1202, 1481, 1484 *Contact:* Frank Brennan (202-566-8235) *Status:* T.D. 79-79 published March 7. 1979 (44 FR 12411).
Customs accounting procedure; Bonds/Parts 24 & 113.	*Description:* Charge interest on delinquent accounts of importers and others with Customs. *Need:* To encourage importers to pay Customs bills promptly and thereby improve cash-flow. *Authority:* 19 U.S.C. 1623 *Contact:* Robert B. Hamilton (202-566-2596) *Status:* Work Plan in review in Customs.
Customhouse brokers/Part 111	*Description:* Amend regulations relating to responsibilities of customhouse brokers. *Need:* To clarify responsibilities of customhouse brokers and to ensure uniform compliance with applicable regulations. *Authority:* 19 U.S.C. 1641 *Contact:* Edward B. Gable, Jr. (202-566-8047) *Status:* Work Plan 79-5 in review at Treasury Department.
Customs Bonds/Part 113	*Description:* Consolidation of Customs bonds and related forms. *Need:* To simplify bond structure and language preparatory to expansion of AMPS program. *Authority:* 19 U.S.C. 1623 *Contact:* Joseph Goody (202-566-2974) *Status:* NPRM under development.
Vessels; Drawback/Parts 4 & 22	*Description:* Conform regulations relating to Panama Canal Zone to provisions of Panama Canal Treaty. *Need:* Amendments required by Treaty of September 7, 1977 "Panama Canal Treaty." *Authority:* 19 U.S.C. 1466 *Contact:* Patrick J. Casey (202-566-5706) *Status:* T.D. under development.
Entry of noise-emitting merchandise; standards and labelling/Part 12.	*Description:* Regulations to administer the EPA noise emission standard and labelling requirements on certain imported merchandise. *Need:* To implement provisions of Pub. L. 92-572, "Noise Control Act of 1972". *Authority:* General *Contact:* Harrison Feese (505-566-8651) *Status:* NPRM under joint development by Customs and EPA.
American manufacturer's petitions/Part 175	*Description:* Reflect extension of procedures applicable to American manufacturer's petitions to cases involving antidumping and countervailing duties. *Need:* To implement provisions of Pub. L. 93-618, "Trade Act of 1974" *Authority:* 19 U.S.C. 1516 *Contact:* Theodore Hume (202-566-5476) *Status:* Withdrawal document under development in light of Multilateral Trade Negotiations agreements.
Entry of enery-using products; labeling/12.92	*Description:* Implement FTC labelling requirements for certain imported energy-using products. *Need:* Required by provisions of Pub. L. 94-163, "Energy Policy Conservation Act". *Authority:* General *Contact:* Harrison Feese (202-566-8651) *Status:* NPRM under joint development by Customs and FTC.

Customs Service—*Semiannual Agenda—Continued*

Title/Citation (19 CFR—)	Summary
Entry of electronic products/12.90 & 12.91	*Description:* Implement FTC labelling requirements for certain imported electronic products. *Need:* Required by provisions of Pub. L. 93-523, "Public Health Service Act". *Authority:* General *Contact:* Darrell Kast (202-566-5765) *Status:* NPRMs published September 5, 1975 (40 FR 41118) and July 27, 1976 (41 FR 31223). T.D. under joint development by Customs and FTC.
Copyrights/Part 133	*Description:* Amendments to regulations relating to recordation of copyrights with Customs. *Need:* To implement provisions of Pub. L. 94-533, "Copyright Act of 1976". *Authority:* 17 U.S.C. 1603 *Contact:* Samuel Orandle (202-566-5765) *Status:* NPRM under joint development by Customs and Copyright Office.
Relief from duties/Part 158	*Description:* Refund of duties and taxes on alcoholic beverages destroyed or damaged by disaster or breakage. *Need:* Conforming amendment required by Pub. L. 95-423. *Authority:* General *Contact:* Benjamin Mahoney (202-566-5778) *Status:* To be added to Customs Regulations Appendix (cross referenced to the Bureau of Alcohol, Tobacco and Firearms regulations.)
Vessels; navigation fees/4.98	*Description:* Amend fee schedule under which Customs charges and collects fees for specific services provided to vessels. *Need:* To implement provisions of Pub. L. 95-410, "Customs Procedural Reform and Simplification Act of 1978". *Authority:* 31 U.S.C. 483a *Contact:* Jerry Laderberg (202-566-5706) *Status:* NPRM published May 25, 1979 (44 FR 303075).
Entry of merchandise; special permits for immediate delivery/Parts 141 & 142.	*Description:* Revise Consumption Entry (Customs Form 7501) to accommodate new entry procedures. *Need:* To implement provisions of Pub. L. 95-410, "Customs Procedural Reform and Simplification Act of 1978". *Authority:* 19 U.S.C. 1484 *Contact:* William Wagner (202-566-5307) *Status:* Request for comments on the proposed form published May 23, 1979 (44 FR 29916).
Entry and liquidation/Parts 141, 142, and others	*Description:* Amendments relating to the entry and liquidation of merchandise. *Need:* To implement provisions of Pub. L. 95-410, "Customs Procedural Reform and Simplification Act of 1978". *Authority:* 19 U.S.C. 467,1315,1484,1504,1505,1520,1559 *Contact:* Herbert Geller (202-566-5307) *Status:* NPRM published November 29, 1978 (44 FR 55774); T.D. in review at Treasury Department.
Importation of motor vehicles/12.73	*Description:* Conform regulations governing importation of motor vehicles under Clean Air Act to proposed EPA amendments on Federal emission standards. *Need:* To implement provisions of "Clean Air Act of 1955" as amended by Pub. L. 95-95. *Authority:* 19 U.S.C. 1484 *Contact:* Harrison Feese (202-566-8651) *Status:* NPRM under joint development by Customs and EPA.
Petroleum/Part 10	*Description:* Regulation of petroleum exports from Canada. *Need:* Conforming amendment required by Pub. L. 95-159. *Authority:* General *Contact:* G. Scott Shreve (202-566-5307) *Status:* T.D. under development.
Carnets (A.T.A.)/Part 114	*Description:* Extend use of international Customs document (A.T.A. carnet) to professional samples in transit. *Need:* To implement Customs Convention on A.T.A. Carnets (TIAS 6631). *Authority:* General *Contact:* Jerrald Worley (202-566-8607) *Status:* T.D. under development.
Carnets (E.C.S.)/Parts 10 & 114	*Description:* Discontinue use of international Customs document (E.C.S. carnet) relating to entry of commercial samples. *Need:* United States withdrawal from Customs Convention on E.C.S. Carnets (TIAS 6632). *Authority:* General *Contact:* Jerrald Worley (202-566-8607) *Status:* T.D. under development.
Appraisement of merchandise/Part 152	*Description:* Amendments required by new International Valuation Code agreed to in Multilateral Trade Negotiations. *Need:* Multilateral Trade Negotiations. *Authority:* Trade Agreements Act of 1979 *Contact:* Thomas Lobred (202-566-2938) *Status:* Work Plan under development.
Trade fairs/147.45	*Description:* Removal of trade fair merchandise from foreign-trade zones for consumption without permission of Foreign-Trade Zones Board. *Need:* Amendments required to implement provisions of Pub. L. 91-692. *Authority:* 19 U.S.C. 81h *Contact:* William Rosoff (202-566-5856) *Status:* NPRM under development (consolidated with "Customs bonds; letter of credit").

Customs Service—*Semiannual Agenda—Continued*

Title/Citation (19 CFR—)	Summary
Toxic substances/Part 12	*Description:* Administration of EPA prohibition against importation of certain chemical substances, mixtures, or articles. *Need:* To implement provisions of Pub. L. 94-469, "Toxic Substances Control Act". *Authority:* General *Contact:* Harrison Feese (202-566-8651) *Status:* NPRM under joint development by Customs and EPA.
Penalties/Parts 171, 172, and others	*Description:* Final amendments regarding penalties for violations of Customs and navigation laws. *Need:* To implement provisions of Pub. L. 95-410, "Customs Procedural Reform and Simplification Act of 1978". *Authority:* 19 U.S.C. 1466, 1584, 1592, 46 U.S.C. 883, 49 U.S.C. 1509 *Contact:* Edward Rosse (202-566-8317) *Status:* T.D. 79-160 published June 4, 1979 (44 FR 31950).
Recordkeeping/Part 162 and others	*Description:* Final amendments regarding recordkeeping, reporting by customhouse brokers, trademarks, and disposition of forfeited distilled spirits, wines, and malt liquor. *Need:* To implement provisions of Pub. L. 95-410, "Customs Procedural Reform and Simplification Act of 1978". *Authority:* 19 U.S.C. 1491, 1509, 1510, 1511, 1526 *Contact:* John Elkins (202-566-8237) *Status:* T.D. 79-159 published June 4, 1979 (44 FR 31962).
Liquidation of duties/159.9	*Description:* Use of courtesy notice of liquidation (Customs Form 4333-A). *Need:* U.S. Customs Court decision: *Reliable Chemical Company* v. *United States* (C.R.D. 78-11, June 26, 1978) *Authority:* 19 U.S.C. 1500, 1504 *Contact:* Benjamin Mahoney (202-566-5778) *Status:* Withdrawn. Incorporated into the final amendments relating to the entry and liquidation of merchandise (see "Entry and Liquidation" above).
Vessels; tonnage taxes and light money/4.22	*Description:* Add Nauru to list of countries whose vessels are exempt from special tonnage taxes and light money. *Need:* To provide reciprocity to Nauru-registered vessels. *Authority:* 46 U.S.C. 3, 121, 128, 141 *Contact:* Patrick Casey (202-566-5706) *Status:* T.D. 79-134 published May 10, 1979 (44 FR 27384).
Carries of bonded merchandise/112.11	*Description:* Revise criteria for designating private carriers of bonded merchandise to require only that they file bonds and transport their own property. *Need:* To lessen restrictions of prior regulation. *Authority:* 19 U.S.C. 1551 *Contact:* Donald Beach (202-566-5856) *Status:* Work Plan 70-19 approved; NPRM under development.
Vessels; forms substitution/4.99	*Description:* Authorize printing of Customs forms used in connection with the entry and clearance of vessels by private parties and foreign governments on metric A4 size paper. *Need:* To further U.S. policy regarding metric system and to facilitate international commerce. *Authority:* General *Contact:* John Mathis (202-566-5706) *Status:* Work Plan 79-9 approved; T.D. under development.
Vessels; equipment and repairs/4.14	*Description:* Status of Panama Canal Zone in regard to dutiability of fish net purchases by U.S.-flag vessels. *Need:* To clarify whether vessel repairs and equipment purchases by U.S. vessels in Canal Zone are subject to duty. *Authority:* 19 U.S.C. 1466, 1498 *Contact:* Jerry Laderberg (202-566-5706) *Status:* Withdrawn in light of Panama Canal Treaty.
Vessels; inward foreign manifest/4.7a	*Description:* Provide alternative reporting procedure for bill of lading numbers on cargo declaration forms. *Need:* To simplify reporting requirement. *Authority:* General *Contact:* John Mathis (202-566-5706) *Status:* T.D. 79-31 published January 29, 1979 (44 FR 5649).
Port of entry limits/101.3	*Description:* Clarification and extension of port of entry limits: Las Vegas, Nevada; Sault Ste. Marie, Michigan; Dalton Cache, Alaska; Minot, North Dakota; Saginaw-Bay City-Flint, Michigan; San Francisco, California. *Need:* To improve service to public. *Authority:* 19 U.S.C. 2; E.O. 10289 *Contact:* Robert Schenarts (202-566-8151) *Status:* T.D. 79-74 published March 5, 1979 (44 FR 12029).
Drawback/22.3 & 22.5	*Description:* Expiration of drawback rates, unless renewed, 15 years after issuance or approval. *Need:* To allow Customs to dispose of obsolete records. *Authority:* 19 U.S.C. 1313 *Contact:* Donald Beach (202-566-5856) *Status:* T.D. 79-65 published February 27, 1979 (44 FR 11061).
Port of entry limits/101.3	*Description:* Extend port of entry limits: Buffalo, New York; Puget Sound, Wash., and Providence, R.I.; abolish port of entry at South Bend-Raymond, Ind. *Need:* To improve service to public. *Authority:* 19 U.S.C. 2; EO 10289 *Contact:* Robert Schenarts (202-566-8151) *Status:* T.D. 79-169 published June 15, 1979 (44 FR 34478).

Customs Service—*Semiannual Agenda—Continued*

Title/Citation (19 CFR—)	Summary
Air commerce/6.3 & 6.8	*Description:* Simplification and clarification of aircraft clearance procedures. *Need:* To facilitate clearance of aircraft departing U.S. *Authority:* 49 U.S.C. 1509 *Contact:* John Mathis (202-566-5706) *Status:* Work Plan 79-6 approved; T.D. under development.
Port of entry limits/101.3	*Description:* Extend port of entry limits of Brownsville, Tex. *Need:* To improve service to public. *Authority:* 19 U.S.C. 2; EO 10289 *Contact:* Robert Schenarts (202-566-8151) *Status:* NPRM published February 9, 1979 (44 FR 8276); T.D. under development.
New Customs district/101.3	*Description:* Establish Customs district at Dallas-Ft. Worth, Tex. *Need:* To improve service to public. *Authority:* 19 U.S.C. 2; EO 10289 *Contact:* Robert Schenarts (202-566-8151) *Status:* NPRM published August 15, 1978 (43 FR 36108); T.D. under development.
Transportation in bond/18.8	*Description:* Increase amount of liquidated damages required by carrier's bond for shortage, failure to deliver, or irregular delivery of duty-free merchandise. Carrier also would be liable for duty on dutiable merchandise, as well as liquidated damages. *Need:* To clarify carrier's obligations under required bond and provide for liquidated damages as deterrent to violations. *Authority:* 19 U.S.C. 1551, 1623 *Contact:* William Rosoff (202-566-5856) *Status:* Work Plan 79-11 approved; NPRM under development.
Informal entries/143.23	*Description:* Provide for use of Customs Form 7523 for informal entry of non-commercial, duty-free merchandise, regardless of value. *Need:* Public benefit and Customs convenience. *Authority:* General *Contact:* Drury Williford (202-566-5354) *Status:* Work Plan 79-17 approved; NPRM under development.
Protests/Part 174	*Description:* Specification of Customs charges subject to protest. *Need:* To facilitate filing of protests. *Authority:* 19 U.S.C. 1514 *Contact:* Laurie Amster (202-566-8237) *Status:* Withdrawn as unnecessary.
Customs bonds; letter of credit/Part 113	*Description:* Authorize use of letter of credit in lieu of foreign-trade zone bond to guarantee payment of claims made by Customs against a foreign-trade zone operator. *Need:* To facilitate use of foreign-trade zones. *Authority:* 19 U.S.C. 81c, 1623 *Contact:* William Rosoff (202-566-5856) *Status:* NPRM under development (consolidated with "Trade fairs" above).
Inspection, search, and seizure/162.47	*Description:* Waiver of bond requirement by district director for individuals who show proof of inability to obtain bond. *Need:* Decisions of U.S. Courts of Appeals: *Wiren* v. *Eide*, 542 F. 2d 757 (9 Cir. 1976) and *Lee & Rich* v. *Thornton*, 538 F. 2d 27 (2 Cir. 1976). *Authority:* General *Contact:* Joseph Priddy (202-566-5746) *Status:* T.D. under development.
Personal declarations and exemptions/148.73	*Description:* Execution of written baggage declarations by military personnel. *Need:* To conform Customs and DOD regulations. *Authority:* General *Contact:* Donald Thompson (202-566-5706) *Status:* NPRM under development.
Drawback; bulk-fungible goods/22.5	*Description:* Allow drawback without actual use of bulk-fungible goods if substituted for goods of same kind/quality. *Need:* To extend to other articles privileges now applicable to petroleum products. *Authority:* General *Contact:* Donald Beach (202-566-5856) *Status:* NPRM in review at Treasury Department.
Contiguous countries; manifest discrepancies/123.9.	*Description:* Establish uniform procedures for handling manifest discrepancies of vehicles and certain vessels arriving from contiguous countries. *Need:* To facilitate entry of vessels and vehicles from Canada or Mexico. *Authority:* General *Contact:* Donald Reusch (202-566-5706) *Status:* NPRM published July 28, 1978 (43 FR 32817); T.D. under development.
Vessels; foreign repairs/4.7 & 4.14	*Description:* Revision of requirements and procedures for handling entries relating to foreign repairs and equipment purchases by U.S. vessels. *Need:* To expedite processing of entries. *Authority:* 19 U.S.C. 1466, 1498, 1514 *Contact:* James Fritz (202-566-5706) *Status:* NPRM published April 4, 1978 (43 FR 14060); T.D. under development.
Vessels; coastwise trade/4.80b	*Description:* Incorporate into regulations administrative rulings relating to transportation of merchandise in coastwise trade. *Need:* U.S. Court of Appeals decision: *American Maritime Assn. et al*, v. *Blumenthal*, 590 F.2d 1156 (1978); cert. den. May 14, 1979. *Authority:* 46 U.S.C. 883 *Contact:* William Hart (202-566-5706) *Status:* NPRM published September 14, 1978 (43 FR 46068); T.D. 79-193 published July 19, 1979 (44 FR 42175).

Customs Service—*Semiannual Agenda—Continued*

Title/Citation (19 CFR—)	Summary
Drawback; identification of entries/Part 22	*Description:* Require drawback entries be identified at time of entry. *Need:* To reduce delays in processing drawback claims. *Authority:* 19 U.S.C. 1313; 31 U.S.C. 483a *Contact:* George Steuart (202-566-8453) *Status:* ANPRM under development.
In-bond transportation of merchandise/Parts 18, 123 & 144.	*Description:* Change time limits and other rules relating to in-bond transportation of merchandise. *Need:* To give Customs greater control over merchandise transported in bond. *Authority:* 19 U.S.C. 1552, 1553, 1557, 1623 *Contact:* J. Bradley Lund (202-566-5354) *Status:* NPRM published August 13, 1976 (41 FR 34271) T.D. under development.
Entry of merchandise/141.89	*Description:* To revise the additional information required on entry of footwear. *Need:* To assist Customs in the appraisement and classification of imported footwear. *Authority:* 19 U.S.C. 1202, 1481, 1484 *Contact:* Linda Mays (202-566-2957) *Status:* NPRM published July 28, 1978 (43 FR 32819); after consideration of comments, a second NPRM under development.
Registration of merchandise/148.1	*Description:* New instructions for registration of personal effects taken abroad. *Need:* To ensure uniform registration procedures. *Authority:* 19 U.S.C. 1498 *Contact:* Bernard Harris (202-566-5354) *Status:* Work Plan under development.
Contiguous countries; manifest validation/123.41 & 123.42.	*Description:* Require truck driver carrying merchandise between U.S. and Canada to present manifest for validation by U.S. Customs at U.S. port of departure. *Need:* Jointly initiated by U.S. & Canadian Customs to prevent evasion of duty when merchandise re-enters U.S. from Canada on in-transit documentation. *Authority:* 19 U.S.C. 1553, 1554 *Contact:* J. Bradley Lund (202-566-5354) *Status:* NPRM published December 9, 1976 (41 FR 53810) T.D. under development.
Vessels; entry and clearance/Part 4	*Description:* Clarify entry and clearance requirements for U.S.-flag vessels departing for U.S. Virgin Islands. *Need:* To provide for uniform treatment of vessels in U.S.-Virgin Islands trade. *Authority:* General *Contact:* Donald Reusch (202-566-5706) *Status:* Withdrawn as unnecessary.
Contiguous countries; railroad equipment/123.12	*Description:* Admission of empty foreign railroad equipment without entry and payment of duty in certain instances. *Need:* To clarify permitted use of foreign railroad equipment. *Authority:* General *Contact:* Michael Tomenga (202-566-5706) *Status:* Work Plan 79-18 under development.

Part II—*Existing Regulations To Be Reviewed*

Title/Citation (19 CFR—)	Summary
Bonds/Part 18	*Description:* Transportation in bond and merchandise in transit. *Need:* To ensure consistency of format and style. *Contact:* Paul Hegland (202-566-8237) *Status:* Customs review of draft completed; NPRM under development.
Finance/Part 24	*Description:* Customs financial and accounting procedure. *Need:* To ensure consistency of format and style. *Contact:* Parul Hegland (202-566-8237) *Status:* Customs review of draft completed; NPRM under development.
Duties/Parts 10 & 54	*Description:* Articles conditionally free, subject to a reduced rate, etc., and certain importations temporarily free of duty. *Need:* To ensure consistency of format and style. *Contact:* John Roth (202-566-8237) *Status:* In review in Customs.
Freedom of Information/Part 103	*Description:* Availability of Information. *Need:* To conform to amendments to Freedom of Information Act made by Pub. L. 93-502. *Contact:* John Roth (202-566-8237) *Status:* NPRM in review at Treasury Department.

[FR Doc. 79-23822 Filed 7-31-79; 8:45 am]
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Office of Revenue Sharing

[31 CFR Part 51]

Semiannual Agenda of Regulations

AGENCY: Office of Revenue Sharing, Department of Treasury.

ACTION: Semiannual Agenda of Regulations.

SUMMARY: This is the semiannual agenda of the Office of Revenue Sharing regulations implementing the State and Local Fiscal Assistance Act of 1972, 31 U.S.C. 1221 *et seq.*, as amended by the State and Local Fiscal Assistance Amendments of 1976, Pub. L. 94–488. The agenda is published pursuant to Executive Order 12044.

EFFECTIVE DATE: August 1, 1979.

FOR FURTHER INFORMATION: Contact: Herman Schwartz, Chief Counsel, Office of Revenue Sharing, Washington, D.C. 20226, (202) 634–5184.

SUPPLEMENTARY INFORMATION: Pursuant to Executive Order 12044 "On Improving Government Regulations", and Treasury Department Directive (TD–50 04.F) which implements that Executive Order, the Office of Revenue Sharing has prepared a semiannual agenda which sets forth the significant Revenue Sharing regulations under development and a list of significant existing regulations under review.

Among other amendments, Pub. L. 94–488 revised the nondiscrimination provisions of the State and Local Fiscal Assistance Act to include the prohibition against discrimination on the basis of handicap status, as provided in Section 504 of the Rehabilitation Act of 1973, as amended, and the prohibition against discrimination on the basis of age under the Age Discrimination Act of 1975. Also, the Office of Revenue Sharing is preparing a revision of all of the regulations in 31 CFR Part 51, and amendments resulting from that review will be published in proposed form in the near future.

(This semiannual agenda of regulations is published under the authority of Executive Order 12044 and Treasury Department Directive 50 04.F. The authority of the Office of Revenue Sharing to publish regulations derives from the State and Local Fiscal Assistance Act of 1972, as amended by Pub. L. 94–488, 31 U.S.C. 1221 *et seq.* and Treasury Department Order No. 224, dated January 26, 1973 (38 FR 3342) as amended by Treasury Department Order No. 242 (Revision No. 1) dated May 17, 1977.)

Bernadine Denning,

Director, Office of Revenue Sharing.

July 26, 1979.

Roger C. Altman,

Assistant Secretary, Domestic Finance, Department of the Treasury.

Semiannual Agenda of Regulations

I Significant Existing Regulations Under Development

The Office of Revenue Sharing has reviewed all existing regulations published in 31 CFR part 51 pursuant to the State and Local Fiscal Assistance Act of 1972 as amended (31 U.S.C. 1221 *et seq.*). The regulations are currently being revised. A work plan was approved January 1, 1979.

1. The revisions are needed to conform the regulations to changes in case law and existing procedures.

2. For further information contact Herman Schwartz, Chief Counsel for Revenue Sharing, 2401 E St., N.W., Washington, D.C. 20226.

3. A set of proposed regulations containing the revisions will be published in the near future.

II Significant Regulations Under Development

A. Regulations to implement the prohibitions against discrimination under 31 U.S.C. 1242 (a)(1) with respect to an otherwise qualified handicapped individual as provided in Section 504 of the Rehabilitation Act of 1972. Executive Order 11914 issued April 28, 1976, and the H.E.W. Implementation thereof mandate the issuance of these regulations.

1. The regulation was in progress prior to the effective date of the Treasury Department Implementation of Executive Order 12044, May 22, 1978. Accordingly, a work plan was not required.

2. A proposed regulation was published on April 14, 1978 (43 FR 15735) a final draft has been approved by H.E.W. and is currently under review by the Treasury Department.

3. The regulation is required to implement section 504 of the Rehabilitation Act of 1973, as amended.

4. It has not been decided whether a regulatory analysis will be prepared.

B. Regulations to implement the prohibitions against discrimination under 31 U.S.C. 1242 (a)(1) on the basis of age under the Age Discrimination Act of 1975 as amended. The Age Discrimination Act of 1975 and the H.E.W. Government-wide Age Discrimination Regulations (45 CFR Part 90) mandate the issuance of these regulations.

1. The work plan is currently in progress.

2. The proposed regulation is currently in progress.

3. The regulation is required to implement the Age Discrimination Act of 1975 as amended.

4. It has not been decided whether a regulatory analysis will be prepared.

[FR Doc. 79–23823 Filed 7–31–79; 8:45 am]

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